STATUTORY RULES OF NORTHERN IRELAND

2005 No. 495

The Teachers' Superannuation (Amendment) (No. 2) Regulations (Northern Ireland) 2005

Amendment of the Teachers' Superannuation Regulations (Northern Ireland) 1998

29.—(1) Regulation E27 shall be amended as provided by paragraphs (2) to (5).

(2) In paragraph (1) for "In the case of a man, and in the case of a woman in relation to a nominated beneficiary or a widower on whose marriage to her a nomination ceased to have effect," there shall be substituted "Where the deceased is a man who is survived by a widow or by a nominated beneficiary in respect of whom the conditions in regulation E26(5) are satisfied, and where the deceased is a woman who is survived by a nominated beneficiary in respect of whom the conditions in regulation E 26(5) are satisfied or by a widower for whose benefit the deceased revoked a nomination which would otherwise have had effect or on whose marriage to her a nomination ceased to have effect, the deceased's".

(3) In paragraph (2) for "in relation to a widower" there shall be substituted "Where the deceased is a woman who is survived by a widower".

(4) After paragraph (2) there shall be inserted—

"(2A) Where the deceased is survived by a surviving civil partner, the deceased's relevant service comprises, subject to paragraph (3)—

(a) any period of pensionable employment after 5th April 1988;

(b) any period beginning after 5th April 1988 in respect of which additional contributions have been paid under regulation C6 or C7;

(c) any period in respect of which additional contributions have been paid under regulation C3 or C4 in accordance with an election made on or after 6th April 1988;

(d) any period of reckonable service in respect of which family benefit contributions have been paid under Part IIA of Schedule 6 or are treated as having been paid under Part III of that Schedule in respect of an election made under Part IIA of that Schedule;

(e) where a transfer value has been accepted in respect of comparable service, any period which consists of or is attributable to service after 5th April 1988; and

(f) where the deceased entered pensionable employment after 5th April 1988 and a transfer value (other than one mentioned in sub-paragraph (e)) was accepted, any period counting as reckonable service by virtue of the acceptance of the transfer value.".

(5) In paragraph (3) at the end the full stop shall be omitted and there shall be added "or any period in respect of which a transfer value or cash equivalent has been paid by the Department under these Regulations".